

Friday, 10 o'clock, A. M.
January 14th, 1848.

Senate met—roll called—The following Senators answered to their names :

Messrs. Abbott, Bourland, Brashear, Bache, Burleson, Clark, Cuny, Dancy, Gage, Grimes, Jewett, McRae, Navarro, Parker, Perkins, Phillips, Wallace, Williams, Williamson and Wooten—quorum present.

The Journal of the preceding day was read and adopted.

Mr. Perkins, chairman of the committee on Engrossed Bills, reported "a bill to be entitled an act to repeal the 3d section of an act entitled an act to regulate the license and practice of attorneys and counsellors at law, approved 12th May, A. D. 1846," correctly engrossed.

Mr. Clark, chairman of the committee on the Judiciary, made the following report:

Committee Room, }
January 13th, 1848. }

Hon. JOHN A. GREER,
President of the Senate:

The Judiciary committee have considered a bill to be entitled an act to amend the 3d section of the act entitled "an act concerning slaves, approved Feb. 5th, 1840," and with the original herewith returned, report a substitute, the adoption and passage of which they recommend.

EDWARD CLARK, Chairman.

Mr. Clark, chairman of the committee on the Judiciary, made the following report:

Committee Room, }
January 13th, 1848. }

Hon. JOHN A. GREER,
President of the Senate:

The Judiciary committee have had under consideration the petition of William B. Andrews, of Jasper county, signed by numerous citizens of San Augustine county, representing that

he has been seriously injured, and perhaps permanently disabled, by a wound received in the service of the country, during her difficulties with the Indians and Mexicans upon the frontiers of Nacogdoches and Houston counties, in the fall of 1838.

The committee entertain no doubt of the truth of the statements made in the said Andrews' petition: the only evidence before the committee in the case, was that contained in the petition itself, and that does not show that the situation of the party is such as to authorize the Legislature to extend to *him* the hand of charity, nor does the petitioner state in what he wishes that charity to consist. They acknowledge the claim of the wounded and "war worn soldier" upon the gratitude and beneficence of his country, and would regret any instrumentality of theirs, that would take or keep from such, the reward which his services merit. Texas has extended assistance to others who have been wounded in her battles, and the committee cannot say that the case of Mr. Andrews is less meritorious than others. They do not feel authorized, however, from the evidence before them, and in view of the many applications which may be made, should the Legislature now adopt a favorable course in such cases, to recommend a grant of the petitioner's request, and have therefore instructed me to return the petition to the Senate, and recommend that it be laid upon the table.

EDWARD CLARK, Chairman.

Mr. Williamson, chairman of the select committee to whom was referred the joint resolution for a settlement of the accounts of E. W. Moore, Post Captain commanding the late Navy of Texas, and a joint resolution for the relief of persons who furnished supplies for the late Navy of Texas. made the following report:

Committee Room, }
January 14th, 1848. }

HON. J. A. GREER,

President of the Senate:

The select committee to whom was referred the joint resolution for a settlement of the accounts of E. W. Moore, Post Captain commanding the late Navy of Texas, and a joint resolution

for the relief of persons who furnished supplies for the late Navy of Texas, have had the same under consideration, and beg leave to report: That in conformity with a joint resolution of the last Legislature, the Comptroller was required to settle the accounts of E. W. Moore, Post Captain and report his action to this Legislature for their final ratification.

The accounts and vouchers have been examined and methodically arranged by the Comptroller, and have been subjected to a rigid scrutiny by a committee of the House of Representatives, whose report accompanies the resolutions. The same accounts and vouchers have likewise been examined by your committee, and they deem it proper to state that the resolutions propose a simple acknowledgment of the claims presented, requiring no appropriation of land or money, and if adopted, place the claims among the outstanding liabilities of Texas.

As an act of justice to those who have heretofore gallantly sustained the honor of the late Republic through her Naval arm, and inflicted serious injuries on our common enemy, your committee recommend the resolutions to the favorable consideration of the Senate. All of which is respectfully submitted.

R. M. WILLIAMSON, Chm'n.
 PHIL. M. CUNY,
 A. H. PHILLIPS,
 JESSE GRIMES,
 HENRY J. JEWETT.

A message was received from the House of Representatives, informing the Senate that the House had concurred in the amendments of the Senate to the joint resolution for the relief of Assessors and Collectors of Taxes: also in that to the joint resolution for the relief of John S. McNairy: and that the House had adopted the following resolution:

"Resolved, That the Senate be invited to meet the House in joint session on Saturday, the 15th day of January, inst., for the purpose of electing a Commissioner of the General Land Office."

A message was received from His Excellency the Governor, presenting a communication in writing: which, on motion of Mr. Parker, was read, and made the special order of the day

for Monday next. Also that His Excellency had approved the following acts, which originated in the Senate, viz:

An act to provide for the permanent location of the county seat of Grayson county:

An act the better to define the boundaries of Grayson county:

An act to amend the 11th section of an act entitled an act defining the office and duties of Coroner, approved May 11th, 1846.

Mr. Grimes offered the following resolution:

"Resolved by the Senate, the House concurring, that the two Houses of the Legislature will go into the election of Public Printer, to print the Laws and Journals of the present session of the Legislature, on the day of this instant.

"Resolved, That the committee on Contingent Expenses of the two Houses of the Legislature be requested to obtain sealed proposals for printing the Laws and Journals of the present session of the Legislature; and that they lay all propositions made to them as aforesaid, before the two Houses of the Legislature, when in joint session for the purpose of electing a Public Printer, which sealed propositions shall be opened by the Speaker, and read before the two Houses, immediately previous to the election."

Mr. Cuny moved to fill the blank with "21st,"

Carried.

Resolution as amended adopted.

Mr. Jewett introduced a bill to be entitled an act to regulate evidence, in cases where land is the object of controversy. Read first time.

Mr. Wallace introduced a bill to be entitled an act to increase and more particularly prescribe and define the duties of the Secretary of State. ••Read first time.

Mr. Phillips introduced a bill to be entitled an act to reduce into one, and amend the several acts concerning executions, approved 27th January, 1842. Read first time.

Mr. Dancy introduced a bill to be entitled an act for the relief of the heirs of Patrick Reels. Read first time.

Mr. Dancy, chairman of the committee on State Affairs, made the following report:

Committee Room, }
Jan. 13th, 1848. }

JOHN A. GREER,
President of the Senate :

The committee on Affairs of State, to whom was referred a "joint resolution authorizing and requiring the Governor to propose a sale of the public lands to the government of the United States," after examining the said resolution, have instructed me to make the following report :

The sale of the public lands of Texas involves many questions of great importance to the people of the State, and, although the committee would not hesitate to take a decided stand upon the subject, and meet it in all its bearings, whenever the United States shall make a proposition to buy our public lands, they deem it improper, at this time, to propose a sale of our lands to the United States. The committee are of opinion that any anxiety manifested on the part of Texas to sell the public lands to the United States before that government has shown a disposition to purchase, would cause them to depreciate in the estimation of the United States.

The committee do not conceive it necessary to present a catalogue of the evils or benefits which would result from a sale of the public lands to the United States, but believe that the Legislature should let the matter rest, until the United States shall make a proposition to purchase the public lands of Texas. The committee believe that the Legislature should proceed to pass such laws as may be necessary to settle the debts which have been, and may hereafter be, acknowledged by Texas, by giving the holders of the liabilities of Texas the power to convert their claims into land at as early a period as practicable. Entertaining the foregoing views, the committee have instructed me to report the resolution back to the Senate, and recommend that it lie upon the table.

JON W. DANCY, Chairman.

Senate proceeded to the orders of the day.

A bill to be entitled an act to repeal the 3d section of an act to regulate the license and practice of Attorneys and Counsellors at law, approved 12th May, 1846—read 3d time and passed.

A bill to be entitled an act supplementary to an act to organize the county of Upshur, together with the report of the committee on Counties and County Boundaries thereon, reporting a substitute—was read—report adopted.

On motion of Mr. Clark, the blank in the substitute was filled with "15" and the bill as amended, passed to 3d reading.

A bill to be entitled an act authorizing the County Court of Red River county, to have the records in Books A. B. and C. of deeds, bonds and mortgages, and other instruments of writing now in the office of the Clerk of said county, transcribed, together with the report of the committee on State Affairs thereon, proposing amendments; was read; report adopted; and bill as amended passed to a third reading.

A bill to be entitled an act to incorporate the town of Bonham, in the county of Fannin, together with the report of the committee on State Affairs, thereon offering amendments; was read; report adopted, and bill as amended, ordered to be engrossed.

A bill to be entitled an act to provide for the election of electors for President and Vice President of the United States, together with the report of the committee on the Judiciary thereon, reporting a substitute; was read.

On motion of Mr. Williamson, the bill and substitute, together with the report, was laid upon the table until to-morrow.

Mr. Cuny offered the following resolution:

"*Resolved*, That the Secretary of the Senate be instructed to inform the House of Representatives, that the Senate will meet them in joint session in the Representative Hall on the 15th instant, at 12 o'clock, to elect a Commissioner of the General Land Office for the State of Texas."

Mr. Bourland moved to lay the resolution upon the table.

Lost.

Mr. Williams moved to refer it to the committee on the Judiciary.

Lost.

Mr. Dancy moved the Senate adjourn until to-morrow morning, 10 o'clock, upon which the yeas and nays were called and stood thus:

YEAS—Messrs. Bourland, Clark, Dancy and Williams—4.

NAYS—Messrs. Abbott, Brashear, Bache, Burleson, Cuny,

Gage, Grimes, Jewett, Navarro, Parker, Perkins, Phillips, Wallace, Williamson and Wootten—16.

So the motion was lost.

Mr. Bourland moved to adjourn until 3 o'clock, p. m.

Lost.

The question then recurred upon Mr. Cuny's motion.

Mr. Dancy moved to adjourn until 10 o'clock, to-morrow.

Lost.

Mr. Bourland moved to adjourn until 10 o'clock, to-morrow.

Lost.

Mr. Parker moved a call of the House.

Carried.

On motion of Mr. Williamson, the call was suspended.

On motion of Mr. Williamson, the previous question was called for.

Mr. Dancy made a point of order.

The President of the Senate decided that the previous question, was a privileged question, and therefore in order.

Mr. Dancy appealed from the decision of the President.

The Senate sustained the decision.

Question—Shall the main question now be put?

Upon which, the yeas and nays were called, and stood thus:

YEAS—Messrs. Abbott, Brashear, Bache, Burleson, Cuny, Gage, Grimes, Jewett, McRea, Navarro, Parker, Perkins, Phillips, Wallace, Williamson and Wootten—16

NAYS—Messrs. Bourland, Clark and Williams—3.

The yeas and nays were then called on the adoption of the resolution, and stood thus:

YEAS—Messrs. Abbott, Brashear, Bache, Cuny, Gage, Grimes, Jewett, McRea, Navarro, Parker, Perkins, Phillips, Wallace, Williamson and Wootten—15.

NAYS—Messrs. Bourland, Burleson, Clark, Dancy and Williams—5.

So the resolution was adopted.

On motion of Mr. Jewett, the Senate adjourned until to-morrow morning, 10 o'clock.